The Board of Regents of the University of Nebraska met on August 9, 2003, at 9:02 a.m. in the Student Center (lower level, adjacent to the Windmill Dining Center) of Central Community College-Columbus Campus, Columbus, Nebraska, in publicly convened session, the same being open to the public and having been preceded by advance publicized notice, a copy of which is attached to the minutes of this meeting as Attachment 1.

In compliance with the provisions of Neb. Rev. Stat. Section 84-1411, printed notice of this meeting was sent to each member of the Board and was posted in the first floor lobby of Varner Hall. In addition, copies of such notice were sent to the Lincoln Journal Star, Daily Nebraskan, The Gateway, The Antelope, Kearney Hub and Omaha World Herald on July 28, 2003.

Regent Kyle Arganbright presented information to the Board regarding the student funded NU on Wheels program at the University of Nebraska-Lincoln and distributed t-shirts to the Board.

Chair Ferlic introduced John Christensen, Interim Vice Chancellor for Academic Affairs at the University of Nebraska at Omaha. He also welcomed two new faculty senate presidents, Dr. Richard Miller, Professor of Psychology at the University of Nebraska at Kearney and Dr. Paul Paulman, Professor of Family Medicine at the University of Nebraska Medical Center.

Regents present:
Kyle Arganbright
Joe Bilek
Don S. Blank, Vice Chair
Randolph M. Ferlic, Chair
Chuck Hassebrook
Howard L. Hawks
Jim McClurg
Michelle McGeorge
Drew Miller
Kent Schroeder
Charles S. Wilson

Regents absent:
Casey Johnston

University officials present:
L. Dennis Smith, President
Jay Noren, Executive Vice President and Provost
Nancy Belck, Chancellor, UNO
Harold Maurer, Chancellor, UNMC
Douglas A. Kristensen, Chancellor, UNK
Harvey S. Perlman, Chancellor, UNL
John Owens, Vice President and Vice Chancellor for Agriculture and Natural Resources
Kim M. Robak, Vice President for External Affairs and Corporation Secretary
David Lechner, Vice President for Business and Finance
Richard R. Wood, Vice President and General Counsel
August 9, 2003

I. CALL TO ORDER

II. ROLL CALL

The Board convened at 9:02 a.m. in the Student Center (lower level, adjacent to the Windmill Dining Center) of Central Community College-Columbus Campus, Columbus, Nebraska, Saturday, August 9, 2003. Attendance is indicated above.

III. APPROVAL OF MINUTES AND RATIFICATION OF ACTIONS

Motion Moved by McClurg and seconded by Hassebrook to approve the minutes and ratify the actions of the regularly scheduled meeting of June 7, 2003.


IV. RESOLUTIONS

Regent Miller presented the following Resolution from the Board:

Whereas, David A. Crouse, Ph.D., served as interim vice chancellor for academic affairs and dean for graduate studies from 2002 to 2003, having previously served in that capacity in 1996-1998; and

Whereas, Dr. Crouse has provided strong leadership in such areas as bioterrorism preparedness and the development of safety and security plans coordinated with UNMC’s partner, the Nebraska Medical Center; and

Whereas, Dr. Crouse, who is himself an accomplished researcher, has played a key role in the tremendous growth and development of UNMC’s research program; and

Whereas, Dr. Crouse has been instrumental in the success of UNMC’s technology-transfer efforts by helping assess the value of intellectual property and inventions and ensuring that UNMC intellectual property rights are preserved in research contracts; and

Whereas, Dr. Crouse has been a leader in UNMC’s efforts to improve diversity, developing several innovative programs to bring prospective minority students, faculty and staff to the campus;

Now, therefore, be it resolved, that the University of Nebraska Board of Regents thanks David Crouse for his exemplary service and dedication to the university, and wishes him well as he continues his service as Associate Vice Chancellor for Academic Affairs and Associate Dean for Graduate Studies.

V. STRATEGIC OR POLICY ISSUE

Harold Maurer, Chancellor of the University of Nebraska Medical Center, introduced the topic of Access to Healthcare in Nebraska and introduced the following speakers:

Michael A. Sitorius, M.D., Chair and Professor, Department of Family Medicine, UNMC; Keith J. Mueller, Ph.D., Professor, Department of Preventive and Societal Medicine; UNMC; Cory Shaw, Chief Administrative Officer, University Medical Associates; and UNMC; and Gerald Luckey, M.D., Family Physician, David City, Nebraska.
HEARINGS

None.

PUBLIC COMMENT

None.

COMMITTEE REPORTS

Outreach and Service Committee

The Outreach and Service Committee met on Friday afternoon and the topic of discussion was Rural Initiative Update.

General Affairs

The General Affairs Committee met on Friday afternoon and the topic of discussion was Student Recruitment and Retention.

Planning Committee

The Planning Committee met on Friday afternoon and the topic of discussion was Public Opinion Research on the University of Nebraska.

The Board recessed at 9:57 a.m. and reconvened at 10:05 a.m.

UNIVERSITY CONSENT AGENDA

Regent McClurg asked that item IX-B-7 be removed from the Consent Agenda.

Regent Hawks commented on item IX-A-6 and asked Vice President Wood to check on potential conflict of interest on the consulting assignment.

Regent Hassebrook questioned item IX-B-6 regarding the lease of space to the Swanson Center for Human Nutrition and what role the University of Nebraska Medical Center has.


A. ACADEMIC

IX-A-1

President’s Personnel Recommendations.

University of Nebraska-Lincoln

Adjustments

Marjorie J. Kostelnik, Dean (Special) College of Education and Human Sciences, Professor (Continuous) Family and Consumer Science; change title from Dean of College of Human Resources and Family Sciences due to merger of Teachers College and College of Human Resources and Family Sciences into College of Education and Human Sciences effective August 18, 2003, $156,836 FY, 1.00 FTE (includes $14,258 administrative stipend).
John Meakin, Professor (Continuous), Mathematics; extend appointment of Milton Mohr Distinguished Professor of Mathematics for an additional 5 year period August 18, 2003 to August 17, 2008, $121,343 AY, 1.00 FTE (includes $10,000 professorship stipend).

Jeffrey A. Spinner-Halev, Professor (Continuous), Political Science; extend appointment of Schlesinger Professorship for Social Justice for an additional 5 year period August 18, 2003 to August 17, 2008, $71,217 AY, 1.00 FTE (includes $7,500 professorship stipend).

Leaves of Absence

Istvan Bogardi, Professor (Continuous), Civil Engineering; Leave with 51% pay effective 08/18/03 to 05/14/04, $104,140 FY, 1.00 FTE.

Merida M. Grant, Assistant Professor (Specific Term), Psychology; Leave without pay effective 08/18/03 to 05/14/04, $49,058 AY, 1.00 FTE.

Jeffrey A. Spinner-Halev, Professor (Continuous), Political Science; Leave without pay effective 08/18/03 to 01/04/04, $71,217 AY, 1.00 FTE.

Stephen E. Reichenbach, Professor (Continuous), Computer Science and Engineering; Leave with 49% pay effective 08/18/03 to 01/04/04, $97,578 AY, 1.00 FTE.

Gustavo L. Paz, Assistant Professor (Specific Term), History and Ethnic Studies; Leave without pay effective 08/18/03 to 05/14/04, $50,855 AY, 1.00 FTE.

University of Nebraska Medical Center

New Appointments

Rubens J. Pamies, Vice Chancellor for Academic Affairs (Special) and Dean for Graduate Studies (Special), University of Nebraska Medical Center; and Professor (Continuous), Internal Medicine; effective 09/01/03, $200,000 FY (includes $10,000 annual administrative stipend for Vice Chancellor duties), 1.00 FTE.

Virginia P. Tilden, Dean (Special) and Professor (Continuous), College of Nursing; and Professor (Courtesy), Internal Medicine, College of Medicine; effective 10/08/03, $182,000 FY (includes $10,000 annual administrative stipend), 1.00 FTE.

Leave of Absence

Laeth S. Nasir, Associate Professor (Health Professions Appointment), Family Medicine; Faculty Development Fellowship with half pay effective 09/01/03 to 06/30/04, $99,257 FY, 1.00 FTE.

University of Nebraska at Omaha

Adjustment

Thomas B. Bragg, Associate Vice Chancellor for Research and Dean for Graduate Studies (Special) and Professor (Continuous), Biology; effective 08/18/03, $77,865 AY (includes $7,200 administrative stipend), .75 FTE. Change title to Associate Vice Chancellor and Dean, FTE to .75, and increase stipend from $3,600.

Leaves of Absence

William L. Blizek, Professor (Continuous), Philosophy/Religion; One half time leave of absence without pay, effective 08/18/03 to 05/14/04, $73,372 AY, 1.00 FTE.
Ineke Marshall, Professor (Continuous) and Coordinator (Special), Criminal Justice; One half-time leave of absence without pay, effective 08/18/03 to 01/04/04, $78,146 AY (includes $10,000 administrative stipend), 1.00 FTE.

Alexander D. Stoyen, Professor (Continuous), Computer Science; leave of absence without pay, effective 08/18/03 to 05/14/04, $86,176 AY, 1.00 FTE.

University of Nebraska at Kearney

IX-A-2 Approval to award Degrees and Certificates for the 2003-2004 academic year and 2004 summer sessions.

University of Nebraska-Lincoln

IX-A-3 Approval to award Degrees and Certificates for the 2003-2004 academic year and 2004 summer sessions.

IX-A-4 Approve the request for outside employment.

University of Nebraska Medical Center

IX-A-5 Approval to award Degrees and Certificates for the 2003-2004 academic year and 2004 summer sessions.

IX-A-6 Approve the requests for outside employment.

University of Nebraska at Omaha

IX-A-7 Approval to award Degrees and Certificates for the 2003-2004 academic year and 2004 summer sessions.

B. BUSINESS

Central Administration

IX-B-1 Approve the name change from Nebraska Health System to Nebraska Medical Center.

University of Nebraska-Lincoln

IX-B-2 Approve the Lease between the UNL College of Engineering and Technology and the Suzanne and Walter Scott Foundation.

IX-B-3 Approve the modification of Subcontract with Abt Associates Inc. to evaluate the Tobacco Free Nebraska Program.

IX-B-4 Approve the Resolution providing for expenditures of up to $1,846,350 for capital improvements for University Housing facilities from the Replacement Fund of the University of Nebraska-Lincoln (UNL) Student Fees and Facilities Revenue Bonds.

IX-B-5 Approve naming the newly constructed resource building at the Cedar Point Biological Station the “Gainsforth Center”.

University of Nebraska Medical Center

IX-B-6 Approve long-term leasing of space in Swanson Hall at the University of Nebraska Medical Center.
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IX-B-7  Removed from Consent Agenda to University Administrative Agenda.

Additional Item

IX-B-8  Approve the name “Wagonhammer Education Center” for the new education building at the UNL/IANR Gudmundsen Sandhills Laboratory, Whitman, Nebraska.

Discussion was held.


X. UNIVERSITY ADMINISTRATIVE AGENDA

A. ACADEMIC

University of Nebraska at Kearney

Motion  Moved by Miller and seconded by Schroeder to approve item X-A-1.

X-A-1  Merging of the current three Departments of Criminal Justice; Geography and Earth Sciences; and Sociology and Social Work into the two new Departments of Criminal Justice and Social Work; and Sociology, Geography, and Earth Sciences at the University of Nebraska at Kearney.


University of Nebraska-Lincoln

Motion  Moved by Blank and seconded by Hassebrook to approve item X-A-2.

X-A-2  Approval of the request to eliminate the Research Division of the Nebraska State Museum as proposed under the University of Nebraska-Lincoln budget reduction plan.


University of Nebraska at Omaha

Motion  Moved by Hassebrook and seconded by Bilek to approve item X-A-3.

X-A-3  Redesignate the Juvenile Justice Initiative as the Juvenile Justice Institute in the Department of Criminal Justice of the College of Public Affairs and Community Service.


Motion  Moved by Hassebrook and seconded by Hawks to approve item X-A-4.

X-A-4  Approve proposed Interlocal agreement with Millard Public Schools for pilot dual-enrollment program.
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Action

Motion
Moved by Blank and seconded by McClurg to approve item IX-B-7.

IX-B-7
Approve the University of Nebraska Medical Center as a pilot site for the implementation of a formalized University of Nebraska workplace wellness program administered by Simply Well, a program operated by the Nebraska Health System Center for Occupational Health.

A presentation about Simply Well was made by Dr. Jim Canedy.

Action

B. BUSINESS

Central Administration

Motion
Moved by McClurg and seconded by Wilson to approve item X-B-1.

X-B-1
Approve revision to Executive Memorandum No. 9 regarding Interim Budget Requirements.

Discussion was held.

Motion to Amend
Moved by Hawks and seconded by Miller to change the language in paragraphs two and three of Executive Memorandum No. 9 as follows:

2. Expenditure increases: Increases in overall expense budgets that do not exceed 2% (in the aggregate) on an annual basis for state-aided programs or auxiliary operations may be approved by the Chancellor with the concurrence of the President and must be reported to the Board of Regents at its next regularly scheduled meeting.

3. Regental Approval: Increases in expense budgets that exceed 2% on an annual basis for state-aided programs or auxiliary operations in addition to requiring the approval of the Chancellor and President, must be approved by the Board of Regents and increases that exceed 1% and are less than 2% must be approved by the Executive Committee of the Board of Regents.

Discussion was held.

Action on Motion to Amend

Further discussion was held on Item X-B-1 as amended.

Vote on Amendment

University of Nebraska-Lincoln

Motion
Moved by Blank and seconded by McClurg to approve items X-B-2 and X-B-3.
X-B-2 Approve the Program Statement for the UNL Library Depository/Retrieval Center.

X-B-3 Approve the Resolution for the Library Depository/Retrieval Center Project. The resolution includes: (1) approving and authorizing the execution and delivery of a Site Lease, a Lease-Purchase Agreement, a Continuing Disclosure Agreement, and a Tax Compliance Agreement in connection with the issuance of not to exceed $3.6 million principal amount of The University of Nebraska Facilities Corporation Lease Rental Revenue Bonds, Series 2003 (University of Nebraska-Lincoln Library Project), (2) authorizing the sale of such Revenue Bonds, Series 2003, at a negotiated sale, a Bond Purchase Agreement, an Inducement Letter and the Preliminary Official Statement and authorizing the Vice President for Business and Finance to determine interest rates (not to exceed an average interest rate of 5.50%), principal amounts, principal maturities and redemption provisions of such Revenue Bonds, Series 2003, and (3) approving the preparation and use of a final Official Statement.

A presentation was given by Regent Miller. Discussion was held.


Motion Moved by Hawks and seconded by Blank to approve items X-B-4 and X-B-5.

X-B-4 Approve the Program Statement for the Renovation of the UNL Harper/Schramm/Smith Residence Halls.

X-B-5 Approve the Resolution (1) adopting a Supplemental Resolution authorizing the issuance of not to exceed $27,600,000 aggregate principal amount of UNL Student Fees and Facilities Revenue Bonds, Series 2003C, for the Renovation of the UNL Harper/Schramm/Smith Residence Halls, (2) authorizing the execution and delivery of a Supplemental Master Trust Indenture, appropriately numbered, and the related Master Note, (3) authorizing the sale of such Revenue Bonds, Series 2003C at a negotiated sale, approving a Bond Purchase Agreement, a Continuing Disclosure Agreement, a Tax Compliance Agreement, and the Preliminary Official Statement, and authorizing the Vice President for Business and Finance to determine interest rates (not to exceed an average rate of 5.50%), principal amounts and principal maturities of such Revenue Bonds, Series 2003C, (4) approving the preparation and use of a final Official Statement, and (5) authorizing the use of Series 2003C bond funds not expended on these Projects for UNL Housing renovations, subject to approval of the Board.


Motion Moved by Wilson and seconded by McClurg to approve item X-B-6.

X-B-6 Approve the Exclusive License Agreement of Certain Media Rights, Including Live Radio Broadcast Rights (the “Agreement” with Pinnacle Sports Productions granting the following rights associated with the University of Nebraska-Lincoln’s Department of Intercollegiate Athletics: (1) live radio broadcast rights for UNL Varsity Intercollegiate Football, Men’s and Women’s Varsity Intercollegiate Basketball, Varsity Intercollegiate Volleyball, Varsity Intercollegiate Baseball and Varsity Intercollegiate Softball along with related pre-game/post-game and coaches’ shows; (2) rights to distribute coaches’ television shows produced by UNL’s HuskerVision studios; and (3) rights to sell advertising in the football program distributed at home UNL football games.

Discussion was held.
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Motion Moved by Arganbright and seconded by Hawks to approve items X-B-7 and X-B-8.

X-B-7 Approve the Program Statement for the Renovation of the University of Nebraska-Lincoln 1700 Y Street Building for Printing Services.

X-B-8 Approve the purchase of a 4- to 6-color offset printing press at an amount not to exceed $950,000.

Discussion was held.


University of Nebraska Medical Center

Motion Moved by Hassebrook and seconded by Schroeder to approve item X-B-9.

X-B-9 Approve the Resolution (1) adopting the Second Supplemental Resolution for the Fourth Series Resolution authorizing the issuance of not to exceed $5,750,000 aggregate principal amount of Revenue Bonds, Series 2003, for the Construction of a Student Apartment Complex, (2) authorizing the execution and delivery of a Supplemental Master Trust Indenture, appropriately numbered, and the related Master Note, (3) authorizing the sale of such Revenue Bonds, Series 2003 at a negotiated sale, approving a Bond Purchase Agreement, a Continuing Disclosure Agreement, a Tax Compliance Agreement, and the Preliminary Official Statement, and authorizing the Vice President for Business and Finance to determine interest rates (not to exceed an average rate of 5.50%), principal amounts and principal maturities of such Revenue Bonds, Series 2003, (4) approving the preparation and use of a final Official Statement, and (5) authorizing the use of Series 2003 bond funds not expended on this Apartment Complex Construction, subject to approval of the Board.


University of Nebraska at Omaha

Motion Moved by Miller and seconded by McClurg to approve items X-B-10 and X-B-11.

X-B-10 Approve the purchase and transfer of ownership of Scott Village to the Board of Regents of the University of Nebraska and authorize the President to execute all legal instruments necessary to carry out the transfer and conditions of the proposed transaction.

X-B-11 Approve the Resolution (1) adopting the Second Supplemental Resolution to the Sixth Series Resolution authorizing the issuance of not to exceed $16,000,000 aggregate principal amount of UNO Student Fees and Facilities Revenue Bonds, Series 2003, for the Scott Village Student Housing, (2) authorizing the execution and delivery of a Supplemental Master Trust Indenture, appropriately numbered, and the related Master Note, (3) authorizing the sale of such Revenue Bonds, Series 2003 at a negotiated sale, approving a Bond Purchase Agreement, a Continuing Disclosure Agreement, a Tax Compliance Agreement, and the Preliminary Official Statement, and authorizing the Vice President for Business and Finance to determine interest rates (not to exceed an average
rate of 5.50%), principal amounts and principal maturities of such Revenue Bonds, Series 2003, and (4) approving the preparation and use of a final Official Statement.

Discussion was held.

Action


C. FOR INFORMATION ONLY

X-C-1 This proposed amendment of Sections 1.3.1 and 1.3.3 of the Standing Rules of the Board of Regents of the University of Nebraska and creation of Regents’ Policy 1.6.9 of the Board of Regents’ Policies of the University of Nebraska creates an Audit Committee. This item is presented at this meeting for information only as required by Section 7.2 of the Standing Rules of the Board of Regents of the University of Nebraska. It will be placed on the October 17, 2003, Board of Regents agenda for discussion and formal action.

X-C-2 This proposed amendment of Section 3.10 of the Bylaws of the Board of Regents of the University of Nebraska relating to ownership, patent and commercialization of inventions and discoveries is presented for information purposes only in accordance with the requirements of Section 1.11 of the Bylaws of the Board of Regents. Approval of this amendment will be requested at the Regents’ meeting on October 17, 2003.

D. REPORTS

X-D-1 Report on the approval of the Parking Use Agreement with Simon Property Group for use of the Crossroads Parking Garage for UNO parking.

X-D-2 Report of Expedited Approval of the University of Nebraska at Omaha Graduate Technical Communication Certificate.

X-D-3 Design Development for the University of Nebraska-Lincoln (UNL) Natural Resources & Research Complex.

X-D-4 Bids and Contracts for the period ended July 17, 2003.


Chairman Ferlic accepted the reports.

XI. ADDITIONAL BUSINESS

Chairman Ferlic thanked President Franzen and his colleagues at Central Community College-Columbus campus for their hospitality and warm welcome and for facilitating our Board of Regents meeting this weekend.
ADJOURNMENT

There being no further business, the meeting was adjourned at 11:22 a.m.

Respectfully submitted,

_________________________________
Kim M. Robak
Corporation Secretary

_________________________________
Randolph M. Ferlic
Chair of the Board